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MEMO ENDORSED

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April 22, 2008

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BY HAND

The Honorable Richard M. Berman United States District Court for the Southern District of New York Daniel Patrick Moynihan Courthouse 500 Pearl Street - Room 650 New York, NY 10007

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SO ORDERED; Date: 4 22 08	Richard M. Bernow
Date: 1 AA O	Richard M. Berman, U.S.D.J.

Re: Cohen v. Bear, Stearns & Co. Inc., et al., No. 07-cv-10453 (RMB); Birn v. Cayne, No. 08-cv-00855 (RMB)

Dear Judge Berman:

We write on behalf of all parties in the above-captioned related litigations to respectfully request an adjournment of the status conference scheduled for April 25, 2008 in the *Birn v. Cayne*. No. 08-cv-00855 matter. The April 25th status conference had been scheduled while the case was pending before Judge Stanton and prior to Your Honor's entry of the Stipulation and Order Regarding Filing of Second Amended Complaint and Briefing Schedule on April 7, 2008 in the *Cohen v. Bear, Stearns & Co. Inc., et al.*, No. 07-cv-10453 matter. In light of the aforementioned scheduling order, the parties respectfully submit that a status conference is no longer necessary at this time.

We thank the Court for its consideration of this matter.

Respectfully submitted,

Robert F. Serio

cc: All counsel of record